## RIGINAL



250

1

## BEFORE THE ARIZONACORY GRATION COMMISSION

2

## **COMMISSIONERS**

2006 JUN - 1 1 A 9: 35 1

Commission ("Commission") an application for arbitration and approval of interconnection

agreements with AzCom Paging, Inc., Smith Bagley Inc., Handy Page, AnswerPhone Inc., Star Page

Inc., Glen Canyon Communications Inc., Nextel West Corp., Western Wireless Corporation, Tele-

Pursuant to the Act, the Commission must act on the request within 120 days, in this case, by

On March 29, 2006, a procedural conference was held as scheduled. The only parties that

appeared at the procedural conference were Qwest and Handy Page. According to the parties in

attendance, Western Wireless Corporation, Smith Bagley, Inc., and Handy Page at that time were in

contact with Owest in order to negotiate or to determine whether an interconnection agreement is

Page, Inc., Westsky Wireless, L.L.C. and Pac West Telecomm Inc. (collectively "Carriers").

3 4

JEFF HATCH-MILLER, Chairman WILLIAM A. MUNDELL

MARC SPITZER

AZ CORP COMMISSION DOCUMENT CONTROL

5

MIKE GLEASON KRISTIN K. MAYES

6

8

9

10

IN THE MATTER OF OWEST CORPORATION'S APPLICATION FOR ARBITRATION

PROCEDURE AND APPROVAL OF

INTERCONNECTION AGREEMENTS WITH AZCOM PAGING, INC., HANDY PAGE, GLEN

CANYON COMMUNICATIONS INC., AND TELE-PAGE, INC., AND PURSUANT TO

SECTION 252(B) OF THE COMMUNICATIONS ACT OF 1932, AS AMENDED BY THE

TELECOMMUNICATIONS ACT OF 1996, AND

11 THE APPLICABLE STATE LAWS.

BY THE COMMISSION:

DOCKET NO. T-01051B-06-0175 DOCKET NO. T-02556A-06-0175 DOCKET NO. T-03693A-06-0175

12

## PROCEDURAL ORDER

13

On March 17, 2006, Owest Corporation ("Qwest") filed with the Arizona Corporation

July 11, 2006<sup>1</sup>.

14 15

16

17

18

19

20 21

22

23

24 25

26

27

28

On May 9, 2006, by procedural order, the timeclock for this matter with regard to HandyPage was extended to September 15, 2006. The timeclock with regard to the remaining parties was extended to July 26, 2006.

1

possible based on the services provided by the companies in Arizona.

After the procedural conference on March 29, 2006, a second procedural order was issued ordering the non-petitioning parties to file a response in this docket no later than April 11, 2006.

On April 11, 2006, Wayne Markis of Handy Page filed a Memorandum of Current Status of Negotiations with Qwest, indicating that negotiations are not proceeding as Handy Page would like. Qwest filed an Amendment to its Application for Arbitration Procedure and approval of Interconnection Agreement, Deleting Pac West Telecomm, Inc., Western Wireless Corporation, Smith Bagley Inc., and Star Page Inc. Qwest stated that Pac West Telecomm Inc. and Western Wireless Corporation represented that they have no Wireless Type 1 service, and no paging service, requiring interconnection with Qwest in the State of Arizona. Qwest stated that Smith Bagley Inc. and Star Page Inc. have signed, or are in the process of signing and returning, interconnection agreements to Qwest, which Qwest will file with the Commission for approval under Section 252 of the Telecom Act.

On April 19, 2006, by procedural order, a procedural conference was scheduled for May 4, 2006. The procedural order also amended the caption as requested by Qwest.

On May 3, 2006, Qwest filed its Second Amendment to its Application requesting that WestSky Wireless, LLC, be amended out of the caption as they have entered into an agreement as the result of negotiations. A May 9, 2006 procedural order amended the caption as requested by Qwest and set forth various filing deadlines and a hearing date in this matter.

On May 9, 2006, Qwest filed its Third Amendment to its Application for Arbitration Procedure and Approval of Interconnection Agreement, Deleting Nextel West Corp. and Answerphone, Inc. A procedural order was issued this same day ordering all parties and the Arizona Corporation Commission's ("Commission") Utilities Division ("Staff") to file position statements by May 25, 2006.

On May 9, 2006, Qwest filed its Third Amendment to its Application for Arbitration.

On May 12, 2006, Qwest filed a Motion to Amend the Procedural Schedule due to a scheduling conflict with one of their witnesses. On May 24, 2006, by Procedural Order, Qwest's request was granted and the hearing was rescheduled for June 19, 2006.

On May 25, 2006, Staff filed a request for modification of the May 9, 2006 Procedural Order 1 requesting additional time to review documents in the matter since Staff had not participated in this 2 proceeding to this point. Staff stated that Qwest has no objection to this request. 3 IT IS THEREFORE ORDERED that that Staff and the parties shall file their testimony or 4 5 position papers on or before June 6, 2006. IT IS FURTHER ORDERED that Qwest shall file its responsive testimony, if any, no later 6 7 than June 13, 2006. IT IS FURTHER ORDERED that all other dates set forth in the May 9 and May 24, 2006 8 Procedural Orders, including the procedural conference set for June 15, 2006, shall remain 9 10 unchanged. IT IS FURTHER ORDERED that the costs to transcribe the proceedings shall be borne 11 12 equally by Owest and the Carriers. 13 IT IS FURTHER ORDERED that all parties must comply with Rule 33(c) and (d) of the 14 Rules of the Arizona Supreme Court with respect to practice of law and admission pro hac vice. 15 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the 16 17 Rules of Arizona Supreme Court). Representation before the Commission includes the obligation to 18 appear at all hearings and procedural conferences, as well as all Open Meetings for which the matter 19 is scheduled for discussion, unless counsel has previously been granted permission to withdraw by 20 the Administrative Law Judge or the Commission. 21 IT IS FURTHER ORDERED that the Arbitrator may rescind, alter, amend, or waive any 22 portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing. Dated this day of June, 2006 23 24 relland 25 26 27

28

1	Copies of the foregoing mailed/delivered this day of June, 2006 to:	
2	Norman Curtright	2411241
3	Qwest Corporation 4041 N. Central Avenue, Ste. 1100	Melody Markis Wayne Markis 841 W. Fairmont, Ste. 5
4	Phoenix, AZ 85012 Gerard R. O'Meara	Tempe, AZ 85282 Handy Page
5	GUST ROSENFELD	
6	One S. Church Avenue, #800 Tucson, AZ 85701	Christopher Kempley, Chief Counsel Legal Division
7	Attorneys for Azcom Paging Via First Class Mail	ARIZONA CORPORATION COMMISSION 1200 West Washington Street
8	and Certified Mail, Return Receipt Requested	Phoenix, AZ 85007
9	Jerry L. Smith	Ernest G. Johnson, Director Utilities Division
10	323 N. San Francisco, #100 Flagstaff, AZ 86001 Glen Canyon Communications, Inc.	ARIZONA CORPORATION COMMISSION 1200 West Washington Phoenix, AZ 85007
11	Via First Class Mail	
12	and Certified Mail, Return Receipt Requested	ARIZONA REPORTING SERVICE, INC. 2627 N. Third Street, Ste. Three Phoenix, Arizona 85004-1104
13	Glen Canyon Communications, Inc.	Filoelia, Alizolia 85004-1104
14	826 Vista Ave. PO Box 356	10.00
15	Page AZ 86040 Via First Class Mail	By: WWW Johnson
16	and Certified Mail, Return Receipt Requested	Secretary to Amy Bjelland
17	Sandra K. Outlaw, President	
18	Glen Canyon Communications, Inc. 1380 Redwing	
19	Antioch IL 60002 Via First Class Mail	
20	and Certified Mail, Return Receipt Requested	
21	George F. Hutton, Secretary	
22	Glen Canyon Communications, Inc. PO Box 1403	
23	Page AZ86040 Via First Class Mail	
24	and Certified Mail, Return Receipt Requested	
25	· •	
26	John C. Stallings 125 Grove Avenue Prescott, AZ 86301	
27	Tele-Page, Inc.	
28	Via First Class Mail and Certified Mail, Return Receipt Requested	